

United States Court of Appeals
For the Eighth Circuit

No. 13-3554

Francisco J. Magana Berganza

Petitioner

v.

Eric H. Holder, Jr., Attorney General of the United States

Respondent

Petition for Review of an Order of the
Board of Immigration Appeals

Submitted: August 18, 2014

Filed: August 21, 2014

[Unpublished]

Before BYE, SMITH, and KELLY, Circuit Judges.

PER CURIAM.

El Salvadoran citizen Francisco J. Magana Berganza petitions for review of an order of the Board of Immigration Appeals upholding an immigration judge's denial of withholding of removal. Because we are bound by opinions of earlier panels, see Gaitan v. Holder, 671 F.3d 678, 681 (8th Cir. 2012), we are foreclosed from reconsidering this court's determination that the group Berganza proposed was not

cognizable as a particular social group for purposes of withholding of removal, see De Castro-Gutierrez v. Holder, 713 F.3d 375, 380 (8th Cir. 2013) (to qualify for withholding of removal, alien must show that there is clear probability that his life or freedom will be threatened in country to which he is being removed because of, among other things, his membership in particular social group). The petition for review is denied. See 8th Cir. R. 47B.
